

THE LAW FIRM OF FRANK W. MILLER, PLLC

Attorneys and Counselors at Law

6575 Kirkville Road

East Syracuse, New York 13057

Telephone: (315) 234-9900

Fax: (315) 234-9908

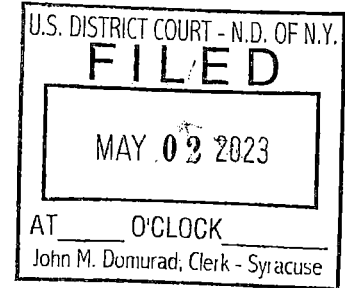
gfacciponte@fwmillerlawfirm.com

Frank W. Miller
Giancarlo Facciponte
Thomas J. Murphy

May 1, 2023

Via E-Mail and U.S. Mail

Hon. Miroslav Lovric
Federal Building and U.S. Courthouse
15 Henry Street
Binghamton, NY 13901



**Re: Potrzeba v. Sherburne-Earlville Central School District
Furner v. Sherburne-Earlville Central School District
Rood v. Sherburne-Earlville Central School District
Parker v. Sherburne-Earlville Central School District
Civil Action No.: 3:23-cv-191 (BKS/ML)**

Dear Judge Lovric:

We are the attorneys for the Sherburne-Earlville Central School District and Defendants, Perry, Buehner, Colosi, Berson, and the Sherburne-Earlville High School and represent them in connection with the above referenced matter. We write to move, by way of this letter motion, to file the enclosed Exhibits to Defendants' Answer Nos. 1 through 4 under seal, pursuant to FRCP 5.2. Good cause exists to grant this motion, as the documents contain sensitive information protected under the Family Educational Rights Privacy Act ("FERPA"). *See, e.g., Marseet v. Rochester Inst. of Tech.*, No. 20-CV-7096FPG, 2023 WL 533288, at *14 (W.D.N.Y. Jan. 27, 2023) (granting motion to seal educational records protected by FERPA).

Defendants submit these Exhibits 1 through 4 to their Answer, with the same containing information corresponding to the details in Defendants' Answer regarding each Plaintiff.

We appreciate the Court's consideration.

Sincerely,

THE LAW FIRM OF FRANK W. MILLER, PLLC

/s/Giancarlo Facciponte
Giancarlo Facciponte